

Kiser, Cherie R.

From: Kiser, Cherie R.
Sent: Friday, September 29, 2000 6:10 PM
To: 'RH0117@txmail.sbc.com'
Cc: 'ph4984@txmail.sbc.com'; Clugy, Cindy; Drennan, Mark; Klug, Gary; Jenkins, Martha
Subject: SCC negotiations

Dear Ron,

As you know, in our meeting with SBC on Tuesday, September 19, 2000, at SBC's request we scheduled a conference call for Wednesday, September 27, 2000 to fully consider and determine whether to move forward with a contractual arrangement (outside of Section 251/252 of the Telecommunications Act ("Act")) for interconnection of SBC and SCC's networks and related services. On that Wednesday morning, we were told that SBC's key network subject matter expert (SME) was sick and that the call would have to be rescheduled. In fact, we did reschedule the call at a time that SBC said was convenient and at which the necessary SME would be available. That call was scheduled for this afternoon, Friday, September 29, 2000. After contacting you several times to confirm that the call was on schedule, we learned definitively this afternoon, ten minutes before the call was scheduled to begin, that the call could not proceed because the same SBC SME was not available, this time because he was testifying in a Section 271 proceeding, a matter that should have been known more than ten minutes before the call.

In an effort to accommodate SBC one more time, SCC explored the opportunity to continue these contractual negotiations next week. Although SBC offered any day next week, other than Monday, we advised you that our schedule does not permit discussions any day other than Monday, October 2, 2000. Yet, for reasons that continue to be unclear, you would not commit to a meeting on Monday.

More than six months have passed since SCC formally requested interconnection with SBC. In that time, SCC has been very accommodating and it has continued to be accommodating in pursuing a contractual interconnection arrangement with SBC. Nonetheless, SCC's efforts continue to be frustrated.

When we met on September 19th to consider a contractual interconnection, we confirmed that we would continue to proceed with the ongoing interconnection negotiations pursuant to the terms of the Act while we pursued this alternative form of interconnection discussions. Yet, SBC has not reviewed and responded to three of the five interconnection documents that we reviewed and sent to you. On June 29, 2000, we sent SBC the General Terms & Conditions and the 911 Appendix. SBC promised a response by August 30, 2000. We had no response by that date. On September 12, 2000, we sent SBC three additional appendices (NIM, ITR, and UNE). SBC promised to provide a response by September 26, 2000. We had no response by that date. After our prompting, we received today only two of the five documents. Notably, the two documents we received had only a few points for review by SBC and neither of the documents that were sent to SBC almost three months ago were provided.

Again, SCC's efforts to interconnect with SBC continue to be frustrated. There has been virtually no movement on the interconnection negotiations under the Act and the contractual interconnection negotiations are stalled. SCC is intent on establishing an interconnection relationship with SBC.

If SBC is serious about pursuing the contractual interconnection with SCC, appropriate discussions and actions must occur immediately. SCC cannot delay its business plans any further. It is for these reasons that SCC contacted Patti Hogue this afternoon. Ms. Hogue assured SCC that a discussion will take place Monday morning.

SCC has invested considerable time, effort, and money in pursuing a relationship with SBC. It is time that SBC reciprocated. Certainly, we prefer that the negotiations continue on an amicable and productive business level. Please contact us immediately to resolve these matters.

Cherie R. Kiser
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